

1 Michael C. Fallon, SBN 088313
Attorney at Law
2 100 E Street, Suite 219
Santa Rosa, California 95404
3 Telephone: (707) 546-6770
email: mcfallon@fallonlaw.net
4

Attorney for Debtors
5
6
7

8 UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
9

10 In Re Case No. 09-12873
11 Edward Walera CHAPTER 11
Lisa Walera
12 Debtors.
13 _____/

14 ORDER RE
15 MOTION TO DETERMINE VALUE OF CLAIM
SECURED BY LIEN ON PROPERTY AND FOR
16 ORDER AVOIDING LIEN
(Circle Bank - Second Deed of Trust)

17 The matter of the debtors' motion pursuant to FRBP Rule 3012 and 11 USC § 506 for an
18 order determining the extent of the value of the secured claim of Circle Bank and for an order
19 pursuant to 11 USC § 1123 avoiding the lien held by Circle Bank came on for hearing before the
20 undersigned Judge on October 23, 2009. The debtors appeared through their counsel, Michael
21 Fallon. There having been no opposition to the motion, good cause appearing,

22 IT IS HEREBY ORDERED

- 23 1. The motion is granted,
24 2. The claim of Circle Bank is disallowed as a secured claim,

25 //


26 //

27 //

28 //

1 3. The deed of trust held by Circle Bank, recorded with the Sonoma County
2 Recorder's Office on March 2, 2006, as document number 2006-0025124, shall be avoided upon
3 entry of the Chapter 11 discharge.

4
5 Dated: October 23, 2009

6
7 
8 Alan Jaroslovsky
9 U.S. Bankruptcy Judge
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28